

**REMARKS**

Claims 4-7, 16, 22 and 26-30 are currently pending in the present application, with Claims 4-7, 16, 22, and 26-27 being amended, and new Claim 30 being added.

The Examiner rejected Claims 4-7, 16, 22, and 26-29 under 35 U.S.C. 102(b) as being anticipated by Boezeman et al. (U.S. Patent No. 5,889,519). This rejection is respectfully traversed with respect to the amended claims.

The present invention is directed to a method, apparatus, and computer-readable media containing a computer program for editing music. Specifically, in an environment where music may be generated by performance data, the music to be edited is displayed in layers, each of which may be assigned different articulation via the attachment of a graphical execution icon. The execution icons represent execution-related data that are used for assigning articulation to musical tones.

Boezeman does not contain any disclosure or suggestion of attaching execution icons to a layers of music displayed, wherein the execution icon represents data for assigning articulation to musical tones. Rather, Boezeman discloses a method for editing the sequence of a multimedia file during which a user may use different tools to control the timing during which certain parts of the multimedia files is to be played/visible or extended while continued to be synchronized with each other. Specifically, thumbnail areas 112, 114, 116, 188, and 120 correspond to time expansion at which video, animation, audio, or images may be allocated to portions of the concurrent timeline. There is no disclosure or suggestion of attaching execution-icons for imparting articulation to musical tone data, as recited in the amended claims. Applicants respectfully submit that the pending

claims, as well as the newly added Claim 30, are patentably distinct from Boezeman and are not anticipated by, nor obvious in view of, Boezeman.

In view of the above, Applicants respectfully submit that this application is in condition for allowance. If the Examiner feels that it would advance the prosecution of the application, it is respectfully requested that the Examiner telephone the undersigned attorney.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 393032019711. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

By 

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